

## **MINUTES -- DECEMBER 16, 1997**

### **TRAVIS COUNTY COMMISSIONERS' COURT**

On Tuesday, the 16<sup>th</sup> day of December 1997, the Commissioners' Court, meeting as the Corporations' Board of Directors, convened the Corporation Voting Session at 9:18 AM in the Commissioners' Courtroom, 1<sup>st</sup> Floor of the Travis County Administration Building, 314 West 11<sup>th</sup> Street, Austin, Texas. Dana DeBeauvoir, County Clerk, was represented by Deputy Anna M. Valdez.

The Commissioners' Court recessed the Corporations' Voting Session at 9:19 AM.

The Commissioners' Court convened the Voting Session at 9:20 AM and recessed at 11:53 AM.

The Commissioners' Court, meeting as the Corporations' Board of Directors, reconvened the Corporations' Voting Session at 1:48 PM.

The Commissioners' Court adjourned the Travis County Health Facilities Development Corporation, the Capital Health Facilities Development Corporation and the Capital Industrial Development Corporation at 2:18 PM.

The Commissioners' Court recessed (until later in the day) the Travis County Housing Finance Corporation at 2:18 PM.

The Commissioners' Court reconvened the Voting Session at 2:18 PM.

The Commissioners' Court retired to Executive Session at 2:32 PM and reconvened the Voting Session at 3:22 PM.

The Commissioners' Court adjourned the Voting Session at 3:26 PM.

The Commissioners' Court, meeting as the Northwest Travis County Road District No. 3 (Golden Triangle) Board of Directors, convened the NWTCRD #3 Voting Session at 3:26 PM and adjourned at 3:27 PM.

The Commissioners' Court record notes that the Commissioners' Court, meeting as the Corporations' Board of Directors, did not reconvene the recessed Travis County Housing Finance Corporation (from earlier in the day). No action was taken on this Corporation.

The Commissioners' Court record notes that Precinct Two Commissioner Karen Sonleitner was not present during this Voting Session.

**RESOLUTIONS & HEARINGS**

- 1. APPROVE THE VACATION OF A PUBLIC UTILITY EASEMENT ALONG THE COMMON LOT LINE OF LOTS 2 AND 3, BLOCK D, VALLE VERDE SUBDIVISION, A SUBDIVISION IN PRECINCT TWO. (9:21 AM)

**Motion by** Commissioner Gómez and **seconded by** Commissioner McKee that the Public Hearing be opened.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**Members of the Court heard from:** Joe Gieselman, Executive Manager, Transportation and Natural Resources (TNR).

**Motion by** Commissioner Gómez and **seconded by** Commissioner McKee that the Public Hearing be closed.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**Clerk's Note:** Item 1 is Consent Item C14. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

**CITIZENS' COMMUNICATION**

There were no respondents who addressed the Court. (9:22 AM)

## CONSENT ITEMS

- 2. Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to approve the following Consent Items: 13.B and C, 23, and C1 - C15, excluding C5 and with the clarification on C7. (9:22 AM)

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- C1.** RECEIVE BIDS FROM COUNTY PURCHASING AGENT.
- C2.** AWARD BIDS FOR FOOD ITEMS FOR TRAVIS COUNTY CORRECTIONAL FACILITIES AND JUVENILE DETENTION FACILITIES.
- C3.** APPROVE COMMISSIONERS' COURT MINUTES FOR VOTING SESSION OF NOVEMBER 18, 1997; AND AN EXECUTIVE SESSION ANNOUNCEMENT OF AUGUST 15, 1997.
- C4.** REAPPOINT CECILIA PIMENTEL TO THE TRAVIS COUNTY APPRAISAL DISTRICT FOR A TWO-YEAR TERM EXPIRING DECEMBER 31, 1999.
- C5.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. MA960084, TEJAS ELEVATOR COMPANY, ELEVATOR MAINTENANCE; CONTRACT APPROVED ON 10/24/95 AND EXTENDS THROUGH 10/31/2000; MODIFICATION ADDS ADDITIONAL ELEVATOR SITES TO EXISTING CONTRACT; THE INCREASE TO CONTRACT IS \$9,900.00; NEW ANNUAL CONTRACT TOTAL \$626,900.00. (9:20 AM)

Item C5 pulled from the agenda. (Duplicate of Item C7).

- C6.** APPOINT ELISABETH GEIBEL TO THE TRAVIS COUNTY CHILDREN'S PROTECTIVE SERVICES; TERM EXPIRES DECEMBER 31, 1998.

**CONSENT ITEMS CONTINUED**

**C7.** APPROVE CONTRACT MODIFICATION NO. 1 TO CONTRACT NO. MA960084, TEJAS ELEVATOR COMPANY, ELEVATOR MAINTENANCE; CONTRACT APPROVED ON 10/24/95 AND EXTENDS THROUGH 10/31/2000; MODIFICATION ADDS ADDITIONAL ELEVATOR SITES TO EXISTING CONTRACT; THE INCREASE TO CONTRACT IS \$9,900.00; NEW ANNUAL CONTRACT TOTAL \$626,900.00. (9:20 AM)

**A Clarification was made on the previous Item** by Judge Aleshire that where it is stated that it is a "new" annual contract should be noted that it is actually a "revised" annual contract. This makes the last line read..."INCREASE TO CONTRACT IS \$9,900.00; REVISED ANNUAL CONTRACT TOTAL \$626,900.00."

**C8.** APPROVE STATE CATALOG PURCHASE OF COMPUTER (FILE SERVERS) FOR COUNTYWIDE DEPARTMENTS FROM SANDSTONE TECHNOLOGIES IN THE AMOUNT OF \$29,890.49.

**C9.** APPROVE CONTRACT FOR PROFESSIONAL DENTAL SERVICES FOR ENROLLEES IN THE TRAVIS COUNTY RURAL DENTAL ASSISTANCE PROGRAM (TCRDAP), MICHAEL E. FOSTER, D.D.S.

**C10.** APPROVE PLAT FOR RECORDING IN PRECINCT TWO: RESUBDIVISION OF LOT 2, BLOCK A. SPRINGBROOK COMMERCIAL SUBDIVISION - (SHORTFORM - NO FISCAL REQUIRED - 3 LOTS - 9.717 ACRES - SCHULTZ LANE).

**C11.** APPROVE PLAT FOR RECORDING IN PRECINCT FOUR: RESUBDIVISION OF LOT 14, EL RANCHO - (SHORTFORM - NO FISCAL REQUIRED - 3 LOTS - 3.901 ACRES - REATA DRIVE - MUSTANG RIDGE ETJ).

**C12.** APPROVE A PUBLIC HEARING DATE OF DECEMBER 30, 1997 TO APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A 10; PUBLIC UTILITY EASEMENT ON LOT 1 BLOCK "A" AND A 10' PUBLIC UTILITY EASEMENT ON LOT 2 BLOCK "A" 71 WEST BUSINESS PARK, A SUBDIVISION IN PRECINCT THREE.

**CONSENT ITEMS CONTINUED**

- C13.** APPROVE AN ORDER TO AUTHORIZE THE FILING OF AN INSTRUMENT TO VACATE A PORTION OF PUBLIC RIGHT-OF-WAY OF WILSON PARKE AVENUE, IN PRECINCT TWO.
- C14.** APPROVE THE VACATION OF A PUBLIC UTILITY EASEMENT ALONG THE COMMON LOT LINE OF LOTS 2 AND 3, BLOCK D, VALLE VERDE SUBDIVISION, A SUBDIVISION IN PRECINCT TWO.
- C15.** APPOINT THE COMMISSIONER OF PRECINCT THREE TO THE BOARD OF DIRECTORS FOR TRAVIS COUNTY HOUSING FINANCE CORPORATION; TRAVIS COUNTY HEALTH FACILITIES DEVELOPMENT CORPORATION; CAPITAL HEALTH FACILITIES DEVELOPMENT CORPORATION; AND CAPITAL INDUSTRIAL DEVELOPMENT CORPORATION.

**ADMINISTRATIVE ITEMS**

- 3. REVIEW, DISCUSS AND PROVIDE INPUT REGARDING THE COMMUNITY GUIDE DEVELOPED BY THE COMMUNITY ACTION NETWORK (C.A.N.). (9:23 AM)

**Members of the Court heard from:** Fred Butler, Executive Manager, Community Action Network (CAN); and Earl Maxwell, (outgoing) Chair, CAN Board of Directors.

Discussion Only.

- 4. DISCUSS AND APPROVE THE AMENDMENT TO THE LEASE AGREEMENT BETWEEN TRAVIS COUNTY AND THE CITY OF JONESTOWN FOR THE EXPANSION SPACE LOCATED AT 18649 HIGHWAY 1431, FOR THE DEPARTMENT OF HEALTH AND HUMAN SERVICES RURAL CENTER. (9:50 AM)

**Members of the Court heard from:** Kevin Bailey, Director, Facilities Management; and Alan Miller, Budget Analyst, Planning and Budget Office (PBO).

**Motion by** Commissioner McKee **and seconded by** Commissioner Gómez to approve the Lease Agreement.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 5. RECEIVE BRIEFING REGARDING THE STATUS OF THE CASE-MANAGEMENT AND BENEFITS ADMINISTRATION REQUEST FOR PROPOSALS (RFP's) FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (9:54 AM)

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; Cora Wright, Neighborhood Services, Austin-Travis County Health and Human Services Department; Alan Miller, Budget Analyst, PBO; Cyd Grimes, Travis County Purchasing Agent; Sharon Gilman, Acting Assistant Purchasing Agent, Purchasing; and Woodie Smith, Project Manager, Information and Telecommunications Systems (ITS).

Discussion Only.



6. APPROVE LEASE-PURCHASE AGREEMENT FOR HELICOPTERS. (10:25 AM)

**Members of the Court heard from:** Chris Callsen, Director of Emergency Services, Criminal Justice Planning (CJP); Leroy Nellis, Budget Manager, PBO; and Karen Shafer Castro, Senior Budget Analyst, PBO.

Discussion Only.

7. RECEIVE UPDATE ON EFFORTS TO FUND TRANSITIONAL PROGRAMS FOR COMMUNITY JUSTICE CENTER AND TAKE APPROPRIATE ACTION. (10:25 AM)

Item 7 postponed until December 23, 1997.

8. A. APPOINT MEMBERS OF THE CITIZENS BOND PROJECT ACCOUNTABILITY COMMITTEE AND ADOPT CHARTER FOR THE COMMITTEE. (10:41 AM)

Discussion Only.

Item 8.A to be reposted on December 23, 1997.

- B. APPROVE STAKEHOLDER APPOINTMENTS FOR PARK BOND PROJECTS FOR SOUTHEAST METRO PARK, WEBBERVILLE PARK, NORTHEAST METRO PARK, AND MANSFIELD DAM PARK PROJECTS. (10:41 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR.

Discussion Only.

Item 8.B to be reposted on December 23, 1997.

9. APPROVE AGREEMENT TO CONTRIBUTE FUNDS WITH TEXAS DEPARTMENT OF TRANSPORTATION FOR RIGHT-OF-WAY ACQUISITION FOR F.M. 1431. (10:47 AM)

**Members of the Court heard from:** Joe Gieselman, Executive Manager, TNR; and Gordon Bowman, Assistant County Attorney.

Discussion Only.

Item 9 to be reposted on December 23, 1997.

**10. APPOINT MEMBERS OF THE ON-SITE SEWAGE FACILITY RULES ADVISORY COMMITTEE. (10:53 AM)**

Discussion Only.

Item 10 to be reposted on December 23, 1997.

**11. APPROVE APPOINTMENTS OF COMMISSIONERS' COURT MEMBERS TO VARIOUS BOARDS AND COMMITTEES TO EXPIRE JANUARY, 1999. (10:54 AM)**

**Motion by** Commissioner McKee and **seconded by** Commissioner Moore to appoint: Precinct Four Commissioner Gómez to the Oversight Committee on Administrative Operations; Precinct Three Commissioner Moore to the Oversight Committee on Health and Human Services; and Precinct One Commissioner McKee to the Bail Bond Board. All other appointments will remain as they are outlined on the list of appointments.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Item 11 to be reposted on December 23, 1997.

**12. APPROVE BUDGET AMENDMENTS AND TRANSFERS. (10:59 AM) (2:32 PM)  
(3:22 PM)**

**Members of the Court heard from:** Leroy Nellis, Budget Manager, PBO; and Karen Shafer Castro, Senior Budget Analyst, PBO.

**Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to approve all the budget amendments except Item D2, postponing action on it until the Court has had the opportunity to consult with the County Attorney's Office.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Judge Aleshire announced that Item 12 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 12, 14.E, 21, 24, 30 and 31. Please refer to Item 24 for a summary of the Court's action on this Motion.

**13. APPROVE GRANT PROPOSALS, APPLICATIONS, CONTRACTS, AND PERMISSION TO CONTINUE. (9:22 AM) (11:05 AM)**

**A. APPROVE GRANT APPLICATION FOR TRAVIS COUNTY SUPERCYCLIST FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (11:05 AM)**

**Members of the Court heard from:** Stephen Williams, Executive Manager, Austin-Travis County Health and Human Services Department and Veterans Affairs Services; and Alan Miller, Budget Analyst, PBO.

**Motion by** Commissioner Gómez **and seconded by** Commissioner McKee to approve Item 13.A.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**B. APPROVE GRANT APPLICATION FOR PHASE XVI FEMA EMERGENCY FOOD & SHELTER NATIONAL BOARD PROGRAM FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (9:22 AM)**

Item 13.B added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

**C. APPROVE GRANT APPLICATION FOR DEL VALLE TITLE V: JUVENILE DELINQUENCY PREVENTION PROGRAM FOR HEALTH AND HUMAN SERVICES DEPARTMENT. (9:22 AM)**

Item 13.C added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

**14. REVIEW AND APPROVE THE FOLLOWING PROPERTY AND LIABILITY CLAIM RECOMMENDATIONS: (11:11 AM) (2:32 PM) (3:22 PM)**

**A. T.C.S.O. - SETTLE (11:11 AM)**

**B. HEALTH & HUMAN SERVICES - SETTLE (11:11 AM)**

**C. T.C.S.O. - SETTLE (11:11 AM)**

**D. DANIEL ZAMORA - SETTLE (11:11 AM)**

**E. MICHAEL MILLS - DENY (11:11 AM) (2:32 PM) (3:22 PM)**

**Members of the Court heard from:** Daniel Mansour, Risk Manager, Human Resources Management Department (HRMD).

**Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to approve Items 14.A, B, C and D as recommended by the Risk Manager.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

Judge Aleshire announced that Item 14.E would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 12, 14.E, 21, 24, 30 and 31. Please refer to Item 24 for a summary of the Court's action on this Motion.

15. APPROVE PERSONNEL AMENDMENTS. (11:18 AM)

**Members of the Court heard from:** Linda Moore Smith, Director, HRMD;and Alicia Perez, Executive Manager, Administrative Operations.

**Motion by** Commissioner Gómez and **seconded by** Commissioner Moore to approve the personnel amendments, striking the Health and Human Services Item (not approving that Item).

**Clerk's Note:** Commissioner Moore requested a Division of the Vote regarding the Item pertaining to her.

**First Vote:** All items (deleting the Health and Human Services item) except the Precinct Three Commissioners' appointment and salary.

<b>Motion carried:</b>	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	absent
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

**Second Vote:** The Precinct Three Commissioners' Item for Commissioner Moore.

**Motion by** Commissioner Gómez and **seconded by** Commissioner McKee to approve the Item concerning Precinct Three Commissioner Margaret Moore.

<b>Motion carried:</b>	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	absent
	Precinct 3, Commissioner Margaret Moore	-	abstain
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

16. RECEIVE UPDATE ON AVAILABILITY OF DELTA DENTAL'S PREMIER PLAN TO TRAVIS COUNTY RETIREES, AND TAKE APPROPRIATE ACTION. (11:25 AM)

**Members of the Court heard from:** Daniel Mansour, Risk Manager, HRMD; and Alicia Perez, Executive Manager, Administrative Operations.

**Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to authorize Judge Aleshire to sign the original Contract Amendment on behalf of Travis County (upon receipt from Delta Dental).

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

17. APPROVE PAYMENT OF CLAIMS FOR FOUR (4) COUNTY CLERK CRIMINAL DIVISION EMPLOYEES. (11:30 AM)

**Members of the Court heard from:** Dana DeBeauvoir, Travis County Clerk; John Hille, Assistant County Attorney; and Linda Moore Smith, Director, HRMD.

Discussion Only.

Item 17 to be reposted on December 23, 1997.

18. A. DECLARE SURPLUS PROPERTY TO BE SOLD IN SALE OF TRANSFER STATION. (2:18 PM)

Item 18.A postponed until December 23, 1997.

- B. APPROVE CONTRACT AWARD FOR THE SALE OF THE TRAVIS COUNTY SOLID WASTE DISPOSAL SYSTEM, IFB# 970029SG, TO THE HIGH, QUALIFIED BIDDER, TEXAS DISPOSAL SYSTEMS LANDFILL, INC., FOR THE PRICE OF \$230,250.00. (2:18 PM)

Item 18.B postponed until December 23, 1997.

**ITEM 18 CONTINUED**

**C. APPROVE LICENSE AGREEMENT WITH TEXAS DISPOSAL SYSTEMS LANDFILL FOR THE USE OF COUNTY LAND ON RM 620 FOR A SOLID WASTE COLLECTION AND TRANSFER STATION. (9:14 AM) (1:48 PM)**

Item 18.C postponed until December 23, 1997.

**19. APPROVE CONTRACT AWARD FOR THE CLAIMS MANAGEMENT SERVICES, RFS S970144-OJ, AND THE MEDICAL BILL AUDIT SERVICES, RFS S970143-OJ, TO THE BEST QUALIFIED OFFEROR. (2:18 PM) (3:25 PM)**

**Members of the Court heard from:** Daniel Mansour, Risk Manager, HRMD; and Cyd Grimes, Travis County Purchasing Agent.

**Motion by** Commissioner McKee **and seconded by** Commissioner Gómez to approve Item 19 with Hammerman and Gainer Inc., and Forte Managed Care, Inc.

<b>Motion carried:</b>	Precinct 1, Commissioner Darwin McKee	-	yes
	Precinct 2, Commissioner Karen Sonleitner	-	absent
	Precinct 3, Commissioner Margaret Moore	-	yes
	Precinct 4, Commissioner Margaret J. Gómez	-	yes
	County Judge Bill Aleshire	-	yes

**20. APPROVE STATE CATALOG CONTRACT AWARD TO INACOM BUSINESS CENTERS FOR THE PROVISION OF AN ESTIMATED 200 COMPUTERS COUNTYWIDE. (11:40 AM)**

**Members of the Court heard from:** Cyd Grimes, Travis County Purchasing Agent.

Discussion Only.

Item 20 to be reposted on December 23, 1997.

21. APPROVE REQUEST TO AUTHORIZE A REFUND OF PROPERTY TAXES IN THE AMOUNT OF \$726.10 TO HARRY E. MONTANDON. (11:52 AM) (2:32 PM) (3:22 PM)

Judge Aleshire announced that Item 21 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 12, 14.E, 21, 24, 30 and 31. Please refer to Item 24 for a summary of the Court's action on this Motion.

22. CONSIDER ISSUANCE OF UP TO \$4,000,000 OF TRAVIS COUNTY HOUSING FINANCE CORPORATION MULTIFAMILY HOUSING REVENUE BONDS, SERIES 1987 (SOUTH CENTER OAKS AND TOWNHOUSE APARTMENTS PROJECT) BY THE TRAVIS COUNTY HOUSING FINANCE CORPORATION, AND TAKE APPROPRIATE ACTION. (11:52 AM)

No action taken on Item 22.

23. APPROVE PAYMENT OF CLAIMS AND AUTHORIZE COUNTY TREASURER TO INVEST COUNTY FUNDS. (9:22 AM)

Item 23 added to Consent Items. Please refer to Agenda Item 2 (CONSENT ITEMS) for the Court's Motion and Vote.

**EXECUTIVE SESSION ITEMS**

**Note 1** - Gov't Code Ann 551.071, Consultation with Attorney

**Note 2** - Gov't Code Ann 551.072, Real Property

**Note 3** - Gov't Code Ann 551.074, Personnel Matters

- 24. RECEIVE UPDATE FROM COUNTY ATTORNEY ON TITLE CONCERNS BY JAY SOUTHWORTH ALONG CRYSTAL CREEK DRIVE AND TAKE APPROPRIATE ACTION. <sup>1</sup> AND <sup>2</sup> (2:32 PM) (3:22 PM)

Judge Aleshire announced that Item 24 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 12, 14.E, 21, 24, 30 and 31.

**Motion by** Judge Aleshire **and seconded by** Commissioner Gómez to approve the following Items as summarized below:

- 12. The Court will not take an additional motion on D2 of Item 12, but does want to note for the Travis County Purchasing Agent that they have requested that the County Attorney's Office meet with the Purchasing Board to discuss the legal issues involved. The Court will address it again in the future.
- 14. E. The Court denies the claim for Michael Mills.
- 21. The Court authorizes the refund in the amount of \$726.10 to Harry Montandon.
- 24. The Court authorizes Judge Aleshire to sign the contract on behalf of the Court when the original is received from the other parties.
- 30. Item 30 postponed until December 23, 1997.
- 31. Reject their offer of \$25,000.00 and counter in the amount of \$1,000.00 subject to the Deputy agreeing to that settlement.

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

- 25. AUTHORIZE COUNTY ATTORNEY TO INITIATE CONDEMNATION REGARDING CIP PROJECT NO. 2-019, PARCEL 19; PROPOSED DESSAU ROAD NORTH EXTENSION; (OWNER: NAJIB F. WEHBE; GIESELMAN; CONDEMNATION). <sup>1</sup> AND <sup>2</sup> (10:53 AM)

Item 25 postponed until December 23, 1997.

- 26.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION IN TRAVIS COUNTY, TEXAS V. LAURELWOOD PARTNERS, LTD.; (LAURELWOOD; GIESELMAN; CONDEMNATION).<sup>1</sup> (10:53 AM)

Item 26 postponed until December 23, 1997.

- 27.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: ROSIE CAROTHERS V. MONTGOMERY ELEVATOR AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY).<sup>1</sup> (10:53 AM)

Item 27 postponed until December 23 1997.

- 28.** RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, COUNTER OFFER OR SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN: CURTIS S. CANTWELL AND TAMMY CANTWELL V. TRAVIS COUNTY AND TRAVIS COUNTY; (TEXAS TORT CLAIMS ACT; PERSONAL INJURY).<sup>1</sup> (10:53 AM)

Item 28 postponed until December 23 1997.

29. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND AUTHORIZE COUNTY ATTORNEY TO ACCEPT OR REJECT SETTLEMENT OFFER AND TAKE APPROPRIATE ACTION IN CUMMINS, TWC# 97-048648. <sup>1</sup> (10:53 AM)

Item 29 postponed until December 23, 1997.

30. RECEIVE BRIEFING FROM COUNTY ATTORNEY AND GIVE DIRECTION AND/OR TAKE APPROPRIATE ACTION AND/OR ACCEPT, REJECT, OR COUNTER SETTLEMENT DEMAND IN (REGINALD SWISHER V. KEEL, ET AL; CAUSE NO. A-97-CA-462-SS). <sup>1</sup> (2:32 PM) (3:22 PM)

Judge Aleshire announced that Item 30 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 12, 14.E, 21, 24, 30 and 31. Please refer to Item 24 for a summary of the Court's action on this Motion.

31. AUTHORIZE COUNTY ATTORNEY TO ACCEPT, REJECT, OR COUNTER SETTLEMENT OFFER AND/OR TAKE APPROPRIATE ACTION IN FRED ESPINOSA V. JASON JEWERT (CIVIL CASE) <sup>1</sup> (2:32 PM) (3:22 PM)

Judge Aleshire announced that Item 31 would be considered in Executive Session.

**Members of the Court agreed** to consider one Motion for Items 12, 14.E, 21, 24, 30 and 31. Please refer to Item 24 for a summary of the Court's action on this Motion.

**ADJOURNMENT**

**Motion by** Commissioner McKee and **seconded by** Commissioner Gómez to adjourn the Voting Session. (3:26 PM)

**Motion carried:**

Precinct 1, Commissioner Darwin McKee	-	yes
Precinct 2, Commissioner Karen Sonleitner	-	absent
Precinct 3, Commissioner Margaret Moore	-	yes
Precinct 4, Commissioner Margaret J. Gómez	-	yes
County Judge Bill Aleshire	-	yes

**MINUTES APPROVED BY THE COMMISSIONERS' COURT**

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**Date of Approval**

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**Bill Aleshire, Travis County Judge**